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Olaes Enterprises, Inc. d/b/a ODM*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

ORANGE COUNTY CHOPPERS, INC.,

Plaintiff,

-against-

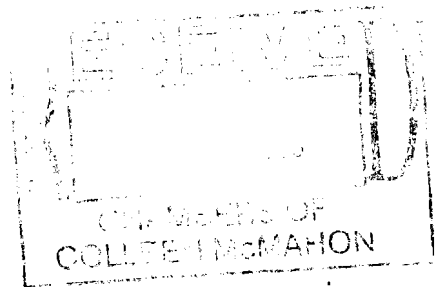
OLAES ENTERPRISES, INC. d/b/a ODM,

Defendant- Counterclaim Plaintiff

-against-

**ORANGE COUNTY CHOPPERS, INC.,
ORANGE COUNTY CHOPPERS
MERCHANDISING LLC, and ORANGE COUNTY
CHOPPERS LICENSING LLC,**

Counterclaim Defendants.



U.S. DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK
DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 10/14/09

Hon. Colleen McMahon

06 Civ 07211 (CM) (PED)

ECF CASE

STIPULATION AND ORDER TO
DISMISS WITH PREJUDICE
COMPLAINT AGAINST OLAES
ENTERPRISES, INC. AND
COUNTERCLAIMS AGAINST
COUNTER DEFENDANTS
ORANGE COUNTY CHOPPERS,
INC., ORANGE COUNTY
CHOPPERS MERCHANDISING,
LCC, AND ORANGE COUNTY
CHOPPERS LICENSING, LLC
[FRCP 41(a)(1)]

IT IS HEREBY STIPULATED by and between the parties that the complaint by Orange County Choppers, Inc. against defendant Olaes Enterprises, Inc. d/b/a ODM be, and hereby is, dismissed, with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

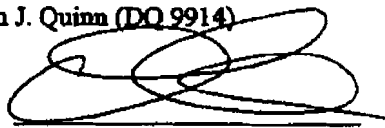
IT IS FURTHER STIPULATED by and between the parties that the counterclaim by Counterplaintiff Olaes Enterprises, Inc. d/b/a ODM against Counterdefendants Orange County Choppers Merchandising LLC, Orange County Choppers, Inc. and Orange Choppers Licensing LLC *only* be, and hereby is, dismissed, with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

ODM's counterclaim against the remaining counter-defendants with respect to related and severed case number 06 Civ 7211a is not dismissed by this stipulation.

Dated: October 13, 2009

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Darren J. Quinn (DQ 9914)

By:



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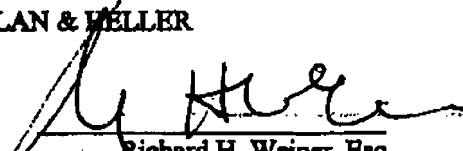
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Olaes Enterprises, Inc. d/b/a ODM*

October 13, 2009

NOLAN & WELER

By:

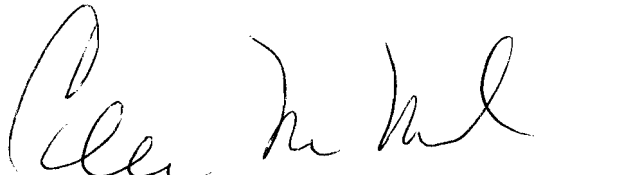


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*Attorneys for Plaintiff-Counterdefendant Orange
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Orange County Choppers Merchandising, LLC, and
Orange County Choppers Licensing, LLC*

IT IS SO ORDERED



UNITED STATES DISTRICT COURT JUDGE

10-14-09